



**DEPARTMENT OF DEFENSE
FREEDOM OF INFORMATION DIVISION
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155**

OCT 01 2019

Ref: 19-F-0258

Mr. Austin Evers
American Oversight
1030 15th Street NW, B255
Washington, DC 20005

Dear Mr. Evers:

This is the final response to your November 8, 2018 Freedom of Information Act (FOIA) request, a copy of which is provided for your convenience. We received your request November 9, 2018 and assigned it case number 19-F-0258. We ask that you use this number when referring to your request.

Please be advised that records within the immediate office of the Director of the White House Military Office, are not Department of Defense records subject to the FOIA. Rather, these records are governed by the Presidential Records Act, 44 U.S.C. 2201 et seq., and remain under the exclusive legal custody and control of the White House.

This office is responsible for FOIA requests for records that are in the possession and control of the Office of the Secretary of Defense (OSD) and Joint Staff (JS). Inasmuch as we would gladly assist you with a FOIA request that concerns the OSD/JS, we are unable to consider this request as one that constitute FOIA requests under our purview.

Your requests have been closed in this office. In this instance, fees for processing your requests were below the threshold for requiring payment. Please note that fees may be assessed on future requests.

If you are not satisfied with this response, you may contact our OSD/JS FOIA Public Liaison, Darrell Williams, at (571) 372-0462 or by email at OSD.FOIALiaison@mail.mil. Also, please note that the Office of Government Information Services (OGIS) offers services to requesters who have disputes with Federal agencies. Their contact information is provided below:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740
E-mail: ogis@nara.gov
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Director of Oversight and Compliance, Office of the Secretary of Defense, by writing directly to OCMO Office of the Chief Management Officer, 4800 Mark Center Drive, ATTN: DPCLTD, FOIA Appeals, Mailbox# 24, Alexandria, VA 22350-1700. Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to osd.foia-appeal@mail.mil. If you use email, please include the words "FOIA Appeal" in the subject of the email. Please reference case number 19-F-0258 in any appeal correspondence.

If you have any questions or concerns about the foregoing or about the processing of your requests, please do not hesitate to contact Gary C. Bonds at gary.c.bonds2.civ@mail.mil or by phone at 571-372-0461.

Sincerely,


f
Stephanie L. Carr
Chief

Enclosure:
As stated